

RESOLUTION NO. RA 03-01

A RESOLUTION OF THE REDEVELOPMENT AGENCY OF THE CITY OF PASO ROBLES
APPROVING THE REPLACEMENT OF THE CHILD DEVELOPMENT CENTER
AT 3150 PARK STREET WITHIN THE REDEVELOPMENT PROJECT AREA

WHEREAS, by Ordinance No. 540 N.S., approved and adopted November 30, 1987, the City Council of the City of Paso Robles (the "City Council") approved and adopted the Final Redevelopment Plan (the "Redevelopment Plan") for the Paso Robles Redevelopment Project Area (the "Project"); and

WHEREAS, pursuant to the Community Redevelopment Law of the State of California (Health and Safety Code Section 33000 et seq.), the Redevelopment Agency of the City of Paso Robles (the "Agency") is carrying out the Redevelopment Plan for the Project in the Project Area; and

WHEREAS, within the Project Area at 3150 Park Street is located the Child Development Center, which is presently owned and operated by the Paso Robles Joint Union School District to provide early childhood educational services funded through the California Department of Education; and

WHEREAS, the Paso Robles Joint Union School District has notified the California Department of Education that, as of December 31, 2002, it will no longer operate the Child Development Center; and

WHEREAS, the California Department of Education has appointed the County Superintendent of Schools (the "Superintendent") as the interim operator of the Child Development Center; further the Superintendent has applied to the California Department of Education to permanently operate the Child Development Center; and

WHEREAS, in 1988 the Agency and the Superintendent executed an "Agreement Regarding the Alleviation of Financial Burden or Detriment" (the "Agreement") under which the Agency established a trust fund (the "Trust Fund") into which 50 percent of all tax increment attributable to property taxes levied by or assessed by the Superintendent would be deposited for use by the Superintendent for public facilities of benefit to the (Redevelopment) Project Area as determined by the City Council of the City of Paso Robles, the Agency, and the Superintendent after the requisite public hearings; and

WHEREAS, the Child Development Center was developed in the 1950's and no longer meets current building codes and educational standards for such a facility; and

WHEREAS, Superintendent has informed the Agency that, if it is awarded a contract to permanently operate the Child Development Center, it intends to replace the existing Child Development Center with a new one that meets current codes (the "Public Improvement"); and

WHEREAS, Superintendent has requested that the Agency approve use of the funds in the Trust Fund to assist in the costs of replacing the Child Development Center; and

WHEREAS, at its meeting of December 12, 2002, the County Board of Education adopted Resolution 02-35 requesting use of Trust Funds for the Public Improvement and making the following findings:

1. The Public Improvement is of benefit to the Project Area;
2. There are no other reasonable means of financing the Public Improvement; and

WHEREAS, the Implementation Plan adopted by the Agency in December 1999 includes unsafe buildings and inadequate public improvements as conditions contributing to blight within the Project Area;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

SECTION 1. The Agency hereby determines that the Public Improvement is of benefit to the Project Area and that no other reasonable means of financing the Public Improvement are available to the community. These determinations are based on the following facts:

- (a) The proposed Public Improvement is located within the Project Area;
- (b) The proposed Public Improvement will eliminate a public safety hazard (unsafe building) and provide for enhanced educational services to the residents of the Project Area;
- (c) The Superintendent does not have sufficient funds to undertake the proposed Public Improvement.

SECTION 2. The Agency further determines that the Public Improvement will assist in the elimination of one or more blighting conditions inside the Project Area and are consistent with the Implementation Plan adopted by the Agency pursuant to Section 33490 of the Community Redevelopment Law. These determinations are based on the following facts:

- (a) As set forth in Section 33030(c) of the Community Redevelopment Law, the existence of inadequate public improvements, parking facilities or utilities is one condition that contributes to the characterization of an area as blighted; and
- (b) The Implementation Plan adopted by the Agency on December 7, 1999, contemplates public improvements in the Project Area.

SECTION 3. Pursuant to Section 33678 of the Community Redevelopment Law, the Agency further determines that the Public Improvement is redevelopment as prescribed in Sections 33020 and 33021 of the Community Redevelopment Law, that the Public Improvement will primarily benefit the Project Area, and that none of the funds used for the Public Improvement will be used for employee or contractual services of any local government agency except for services directly relating to the construction of the Public Improvement.

PASSED AND ADOPTED by the Redevelopment Agency of the City of Paso Robles on this 7th day of January 2003 by the following vote:

AYES: Heggarty, Mecham, Nemeth, Picanco and Finigan
NOES: None
ABSENT: None
ABSTAIN: None

George P. Finigan, Chairman

ATTEST:

Sharilyn M. Ryan, Deputy City Clerk